

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

CYNTHIA MENDEZ,

NO. C 04-01312 JW

Plaintiff,

v.

**ORDER RE: PRELIMINARY PRETRIAL  
SETTING CONFERENCE**

UNUM PROVIDENT CORPORATION;  
PROVIDENT LIFE & ACCIDENT  
INSURANCE COMPANY,

Defendants.

In light of the Court's Order to Show Cause issued on October 7, 2005 (See Docket Item No. 159.), the Court vacates the preliminary pretrial setting conference scheduled for October 17, 2005 and set it instead for **October 24, 2005** when the Defendants' motion for summary judgment is scheduled is to be heard.

Dated: October 7, 2005

/s/ James Ware  
JAMES WARE  
United States District Judge

**THIS IS TO CERTIFY THAT COPIES OF THIS ORDER HAVE BEEN DELIVERED TO:**

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**Dated: October 7, 2005**

**Richard W. Wicking, Clerk**

/s/ JW Chambers  
**Ronald L. Davis**